

## Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 L-03 CAB-02 CIAE-00 COME-00  
DODE-00 DOTE-00 INR-07 NSAE-00 EPG-02 FAA-00 IO-13  
H-01 TRSE-00 SS-15 NSC-05 /068 R

DRAFTED BY EB/OA/AVP:SCKEITER/DOT/OST/TGS:PLARSEN:SP

APPROVED BY EB/OA:RABROWN, ACTING

EUR/RPE:PLAASE

EB/OA/AVP:AJWHITE

EB/OA/AVP:JSGRAVATT (SUBS)

L/EB:PMICKEY (SUBS)

-----046158 222007Z /63

P 221901Z JUN 77

FM SECSTATE WASHDC

TO AMEMBASSY LONDON PRIORITY

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E.O. 11652: N/A

TAGS: EAIR, UK

SUBJECT: CIVAIR - CUSTOMS EXEMPTION FOR GROUND-HANDLING  
EQUIPMENT

REF: STATE 126703

1. A. CLARIFICATION REGARDING PARA 5 REFTEL: ARTICLE 38 OF  
THE CHICAGO CONVENTION REQUIRES "ANY STATE WHICH FINDS IT  
IMPRACTICABLE TO COMPLY IN ALL RESPECTS WITH ANY SUCH  
INTERNATIONAL STANDARD OR PROCEDURE, OR TO BRING ITS OWN  
REGULATIONS OR PRACTICES INTO FULL ACCORD WITH ANY  
INTERNATIONAL STANDARD OR PROCEDURE AFTER AMENDMENT OF THE  
LATTER,OR WHICH DEEMS IT NECESSARY TO ADOPT REGULATIONS OR  
PRACTICES DIFFERING IN ANY PARTICULAR RESPECT FROM THOSE  
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ESTABLISHED BY AN INTERNATIONAL STANDARD, SHALL GIVE  
IMMEDIATE NOTIFICATION TO THE INTERNATIONAL CIVIL AVIATION  
ORGANIZATION OF THE DIFFERENCES BETWEEN ITS OWN PRACTICES  
AND THAT ESTABLISHED BY THE INTERNATIONAL STANDARD." THE  
ICAO PRACTICE, HOWEVER, IS NOT TO REQUIRE NOTIFICATION OF  
DIFFERENCES ON RECOMMENDED PRACTICES SUCH AS PARA 4.39 OF  
ICAO ANNEX 9. STATES MAY FILE DIFFERENCES ON RECOMMENDED

PRACTICES BUT ARE NOT REQUIRED TO DO SO.

B. IRELAND IS NOT INCLUDED IN LATEST ICAO COMPILATION  
AMONG THOSE FILING DIFFERENCES ON PARA 4.39.

2. WHILE CASE IS OBVIOUSLY LESS STRONG THAN IF PARA 4.39  
WERE AN INTERNATIONAL STANDARD, DELEGATION CAN STILL ARGUE  
THAT UK AND OTHER EEC COUNTRIES CHARGING CUSTOMS DUTY FOR  
GROUND HANDLING EQUIPMENT ARE OUT-OF-STEP WITH INTERNATIONAL  
SENTIMENT AS EXPRESSED BY RECOMMENDED PRACTICE. ARTICLE  
37 OF CHICAGO CLEARLY PROVIDES THAT "EACH CONTRACTING  
STATE UNDERTAKES TO COLLABORATE IN SECURING THE HIGHEST  
PRACTICABLE DEGREE OF UNIFORMITY.....IN ALL MATTERS IN  
WHICH SUCH UNIFORMITY WILL FACILITATE AND IMPROVE AIR  
NAVIGATION." CUSTOMS PROCEDURES ARE SPECIFICALLY  
MENTIONED. VANCE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CIVIL AVIATION, AGREEMENT DRAFT, CUSTOMS DUTIES, TRADE AGREEMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 22-Jun-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE145064  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** SCKEITER/DOT/OST/TGS:PLARSEN:SP  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770223-0545  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770630/aaaaazzm.tel  
**Line Count:** 78  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** b07e6078-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 STATE 126703  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 14-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2068749  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR - CUSTOMS EXEMPTION FOR GROUND-HANDLING EQUIPMENT  
**TAGS:** EAIR, UK, US  
**To:** LONDON  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/b07e6078-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009